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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

VERNON VASQUEZ,

Defendant and Appellant.

E036138

(Super.Ct.No. RIF116258)

OPINION

APPEAL from the Superior Court of Riverside County. Helios (Joe) Hernandez,
Judge. Affirmed.

Neil F. Auwarter, under appointment by the Court of Appeal, for Defendant and
Appellant.

No appearance for Plaintiff and Respondent.

On April 28, 2004, pursuant to Penal Code section 859a, Vernon Vasquez
(defendant), represented by counsel, pled guilty to a violation of Health and Safety Code
section 11350, subdivision (a), possession of heroin, as charged in count 1 of the felony
complaint filed by the District Attorney of Riverside County. Defendant also admitted
the five special allegations filed pursuant to Penal Code section 667.5, subdivision (b).

In accordance with the negotiated disposition, defendant was committed to state prison for seven years eight months, less custody credits, and the remaining count and special allegations were dismissed and stricken pursuant to the plea agreement and Penal Code section 1385. Additionally, defendant's commitment to state prison in this case was ordered to run concurrently to any pending parole violation.

Defendant appealed and upon his request, this court appointed counsel to represent him. Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738 [87 S.Ct. 1396, 18 L.Ed.2d 493], setting forth a statement of the case, a summary of the facts, and requesting this court to undertake a review of the entire record.

We offered defendant an opportunity to file a personal supplemental brief, which he has not done.

We have now concluded our independent review of the record and find no arguable issues.

The judgment is affirmed.

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RAMIREZ

P. J.

We concur:

RICHLI

J.

WARD

J.